

Ordinance No. 880

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORATION OF ARIZONA, ADOPTING BY REFERENCE A DOCUMENT ENTITLED "AMENDMENTS TO CHAPTERS 7 "BUILDING" AND 14 "SUBDIVISIONS" REGARDING USE OF DURABLE PAPER FOR PERMANENT PLATS AND PLANS" (DECLARED BY RESOLUTION NO. 2161 TO BE A PUBLIC RECORD), WHICH AMENDS SECTIONS 7-01-040 "DEFINITIONS", 7-02-350.J "AMENDMENT OF APPENDIX J, GRADING, OF THE INTERNATIONAL BUILDING CODE", 14-02-050 "FINAL PLAT STAGE", AND 14-02-060 "INFORMATION REQUIRED FOR FINAL PLAT SUBMITTAL" TO ALLOW PERMANENT PLATS AND PLANS TO BE SUBMITTED ON DURABLE PAPER THAT MEETS COMPOSITION STANDARDS ESTABLISHED BY THE ARIZONA STATE LIBRARY, ARCHIVES AND PUBLIC RECORDS; PROVIDING THAT ALL OTHER ARTICLES, SECTIONS, AND SUBSECTIONS IN CHAPTERS 7 AND 14 NOT HEREIN AMENDED SHALL REMAIN IN FULL FORCE AND EFFECT; PROVIDING THAT, IF ANY PROVISION IN THIS ORDINANCE IS HELD INVALID BY A COURT OF COMPETENT JURISDICTION, THE REMAINING PROVISIONS SHALL NOT BE AFFECTED BUT SHALL CONTINUE IN FULL FORCE AND EFFECT; AND PROVIDING THAT THIS ORDINANCE SHALL BE EFFECTIVE THIRTY (30) DAYS AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, Arizona municipalities are required pursuant to ARS §39-101 to preserve permanent public records of a city or town either by transcribing them or keeping them "on paper or other material which is of durable or permanent quality and which conforms to standards established by the director of the Arizona State Library, Archives and Public Records (ASLAPR); and

WHEREAS, the Town Code currently requires developers and engineers to submit plans and subdivision plats on polyester sheets (e.g. Mylar), which have long been the accepted medium for such permanent records; and

WHEREAS, a recent trend of some developers and engineers has been to submit subdivision plats and plans on paper sheets rather than polyester; and

WHEREAS, Town staff proposes to amend the Town Code to allow subdivision plats and plans to be submitted on paper sheets as an alternative to polyester sheets, provided that the paper conforms to the standards established by the director of ASLAPR; and

WHEREAS, the Town Council now finds that the proposed amendments to Chapters 7 and 14 are in the best interests of the community and meet the health, safety and welfare needs thereof; and

WHEREAS, ARS §9-801 et seq. provides for adoption by reference of particularly lengthy or complex ordinances when they are declared to be "public records"; and

WHEREAS, the document amending Chapters 7 and 14 has been declared by Resolution No. 2161 to be a "public record";

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, ARIZONA, AS FOLLOWS:

SECTION ONE. That that certain document known as “Amendments to Chapters 7 “BUILDING” and 14 “SUBDIVISIONS” Regarding the Use of Durable Paper for Permanent Plats and Plans”, declared to be a public record by Resolution No. 2161 (and available for public inspection in the Office of the Town Clerk, 7501 East Skoog Blvd., Prescott Valley, Arizona, 86314), be hereby referred to, adopted and made a part hereof as if fully set forth herein.

SECTION TWO. That all other Articles, Sections and Subsections of Chapter 7 "BUILDING" and Chapter 14 “SUBDIVISIONS” of the Town Code, not herein amended, shall remain in full force and effect.

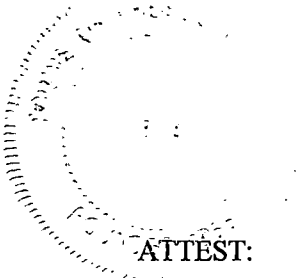
SECTION THREE. That, if any provision in this Ordinance is held invalid by a Court of competent jurisdiction, the remaining provisions shall not be affected but shall continue in full force and effect.

SECTION FOUR. That this Ordinance shall be effective thirty (30) days after its passage and approval according to law.

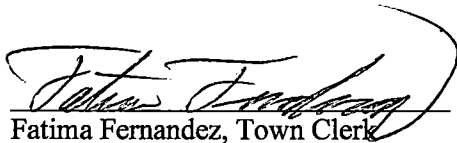
PASSED AND APPROVED by the Mayor and Common Council of the Town of Prescott Valley, Arizona, this 12th day of November, 2020.



Kell Palguta, Mayor



ATTEST:


Fatima Fernandez, Town Clerk

APPROVED AS TO FORM:


Ivan Legler, Town Attorney